1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 9 AT TACOMA 10 CHARLES DEAN, 11 Case No. C08-5112RJB-KLS Plaintiff, 12 ORDER DENYING PLAINTIFF'S MOTION FOR LEAVE TO v. 13 REQUEST ORAL ARGUMENT MICHAEL J. ASTRUE, Commissioner of 14 Social Security, 15 Defendant. 16 17 18 19 20 This matter has been referred to Magistrate Judge Karen L. Strombom pursuant to 28 U.S.C. § 21 636(b)(1), Local Magistrates Rules MJR 3 and 4, and Rule 72 of the Federal Rules of Civil Procedure. 22 The case is before the Court on plaintiff's filing of a motion for leave to request oral argument. (Dkt. 23 #17). After reviewing plaintiff's motion and the balance of the record, the Court finds and orders as 24 follows: 25

Plaintiff has filed a complaint seeking judicial review of the denial of his application for disability

insurance benefits. (Dkt. #1). All briefing in this matter has been completed (Dkt. #14-#16). Although,

as noted by plaintiff, requests for oral argument should be made in the party's brief (Dkt. #12), he now

seeks such argument, asserting that it will aid the Court's decision-making. While the Court is not

26

27

28

ORDER Page - 1

denying the request because it was not timely or properly made, the Court does not find oral argument to be necessary for the proper resolution of this matter. Accordingly, plaintiff's motion for leave to request oral argument (Dkt. #17) hereby is DENIED.

The Clerk is directed to send a copy of this Order to counsel for plaintiff and defendant. DATED this 29th day of August, 2008.

Karen L. Strombom

United States Magistrate Judge